

## **MINUTES**

### **INDIANA STATE BOARD OF DENTAL EXAMINERS**

**July 10, 2009**

#### **I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

Dr. Miller called the meeting to order at 9:00 a.m. in the Professional Licensing Agency Conference Room W064, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 15-5-1.1-6(c).

##### **Board Members Present:**

Matthew Miller, D.D.S., President  
Steven Hollar, D.D.S., Secretary  
Jill Burns, D.D.S.  
Richard T. Newton, D.D.S.  
Gary Haller, D.D.S.  
Philip Catey, D.D.S.  
Clance LaTurner, Consumer Member  
Lavern Whitmore, L.D.H., B.S.  
Theodore Rokita, D.D.S.  
Charles Heape, D.D.S.

##### **Board Members Absent:**

Galen Williams, D.D.S., Vice President

##### **State Officials Present:**

Cindy Vaught, Board Director, Professional Licensing Agency  
Heather Hollcraft, Case Manager, Professional Licensing Agency  
Jim Schmidt, Deputy Attorney General, Office of the Attorney General

#### **II. ADOPTION OF THE AGENDA**

A motion was made and seconded to adopt the agenda, as amended.

BURNS/LaTURNER  
Motion carried 10-0-0

#### **III. ADOPTION OF THE MINUTES FROM THE MAY 1, 2009 MEETING OF THE BOARD**

Adoption of the minutes from May 1, 2009 is postponed until the October meeting.

#### **IV. APPEARANCES**

##### **A. PROBATIONARY**

1. **Teresa Michelle Goodman, D.D.S., License No. 12010271A**  
Administrative Cause No. 2006 DB 0003

Dr. Goodman did not appear as requested. She has been rescheduled to appear at the August 7, 2009 meeting.

**2. Marci L. Huth, L.D.H., License No. 13002773A**  
Administrative Cause No. 2006 DB 0005

Ms. Huth appeared before the Board, as requested, with counsel, Chad Hanefeld, regarding her ongoing probationary status. Ms. Huth stated things are going well but she is not currently employed. The Board questioned Ms. Huth regarding conflicting reports upon her leaving the employment of Dr. Scott Adams at Cool Creek Dentistry. She stated she was terminated by Dr. Adams due to the fact that she could not work a four day work week due to her health. Dr. Adams reported on March 4, 2009 that Ms. Huth was no longer employed due to a disagreement between Ms. Huth and a patient. Ms. Huth stated that she went to work with a migraine. The patient that she had was being very difficult and verbal. The patient became upset and Dr. Adams had to step in. After the incident with the patient Ms. Huth left for the day due to being ill. Dr. Hollar asked Ms. Huth if she diagnosed periodontal disease. She stated no but was not forth coming with her answer.

**3. Christopher Leonard, D.D.S., License No. 12009363A**  
Administrative Cause No. 2005 DB 0002

Dr. Leonard appeared before the Board, as requested, regarding his ongoing probationary status. The Board did not receive an April report from Dr. Hickman. Dr. Leonard was advised that the name of the patients on his report from his work site monitor need to be changed to initials or numbers. Dr. Leonard indicated he is still working in the office and that his wife has not been in the office. Dr. Leonard stated that he still attends meetings, they are going well, that he has a sponsor and has been clean for three (3) years. Dr. Leonard said the business is trying to reorganize with the Chapter 11 bankruptcy. The Board is pleased with his progress.

**4. Edward T. Mamaril, D.D.S., License No. 12008594A**  
Administrative Cause No. 2008 ISDB 0001

Dr. Mamaril appeared before the Board, as requested, regarding his ongoing probationary status. Dr. Mamaril said things are going very well. All of his papers are in order. He is trying to find a pharmacology continuing education course specific to sedation. The Board requested to review the continuing education program he wants to attend prior to his attendance. The Board stated again that for his controlled substance reports, the names of the patients are to be initials or numbers. He asked Ms. Vaught if the Board could set up his probationary visits more in advanced because he works on Fridays and is involved with Give Back Smiles. He was advised by the Board that his next probationary appearance will be October, 2, 2009. The Board questioned his prescribing of Demerol to a patient. Dr. Mamaril stated she is a chronic pain patient and that nothing else works for her. She had visited Dr. Mamaril for a full lower arch extraction going to immediate dentures. When questioned about the number of pills that were prescribed, he indicated that he wanted to make sure she was covered during the extraction and denture process. He prescribed the Demerol on June 10, 2009 and the extraction did not occur until July 7, 2009. He then wrote a prescription for 24 tablets post-extraction. Dr. Mamaril stated that he wrote or called in all prescriptions.

**5. Trevor Treasure, D.D.S., License No. 12010719A**

Administrative Cause No. 2007 ISDB 0002

Dr. Treasure appeared before the Board, as requested, regarding his ongoing probationary status. Dr. Treasure reported that he was having issues with Medicaid and has not seen a patient since March 2009. He stated that since he surrendered his license and Medicaid privileges in Texas and California that they have suspended it in Indiana. Dr. Treasure is trying to reinstate his Medicaid privileges in the other 2 states in order to reinstate it here. He needs the Medicaid number for his Wishard Hospital privileges. There are no issues with his Indiana Medicaid number. He does not have a controlled substance report due to not being able to see patients. His June reports were received by the Board.

**6. Tammy Bacon, L.D.H., License No. 13005564A**

Administrative Cause No. 2008 ISDB 0005

Ms. Bacon appeared before the Board, as requested, regarding her ongoing probationary status. She advised things are going very well. The Board has received reports from Alpha Resource and her AA meeting report. She is currently working as substitute hygienist. The Board had no concerns. Ms. Bacon is scheduled to appear later in the meeting to request modification of her probation.

**B. APPLICATION**

**1. Ronald Charles Eckert, D.D.S.**

Dr. Eckert appeared before the Board, as requested, regarding his application for licensure. Dr. Eckert is a 1959 graduate from the University of Michigan and has passed National Boards Part I in 1956 and Part II in 1959. He has taken and passed a state constructed examination administered by the Michigan Dental Board where he is currently licensed. Dr. Eckert answered yes to question #1 that asks "Has disciplinary action ever been taken regarding any health license, certificate, registration or permit that you hold or have held" and question #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state". Dr. Eckert had disciplinary action taken against his Michigan license in 2001 due to a false Medicaid claim in October 2000. Dr. Eckert's license was suspended for a period of six months and one day and he was ordered to close his practice in Michigan as part of the suspension order. He was originally charged with 70 counts of Medicaid fraud, in which the courts changed it to one count of Medicaid fraud. All charges have since been expunged from his record and he has an active Michigan license. He is requesting an Indiana license to practice at Affordable Dentures in the South Bend and Fort Wayne areas.

**Board Action:** A motion was made and seconded to grant Dr. Eckert a dental license upon taking and passing the Indiana Jurisprudence examination.

BURNS/NEWTON

Motion failed 5-5-0 due to tie

Heape/Miller/Holler/Catey/Rokita Opposed

**Board Action:** A motion was made and seconded to place Dr. Eckert's dental license on Indefinite Probation. He may not apply for lift of probation for a period of six (6) months. The terms and conditions are as follows:

- A. Dr. Eckert shall notify the Board immediately in writing upon obtaining employment and of any change in his employment.
- B. Dr. Eckert shall notify the Board in writing upon his receipt of an Indiana Medicaid card.
- C. Dr. Eckert shall make personal appearances before the Board at the Board's discretion.
- D. Dr. Eckert shall comply with all statutes and rules governing the practice of dentistry.
- E. The failure of Dr. Eckert to comply with the terms of his probation may subject him to a show cause hearing and the possible imposition of further sanctions.

HOLLAR/LaTURNER  
Motion carried 9-1-0

**2. Breanna D. Howell, L.D.H.**

Ms. Howell appeared before the Board, as requested, regarding her application for licensure. Ms. Howell is a 2009 graduate from Indiana University and has taken and passed National board in March of 2009. The regional examination completed was the North East Regional Board of Regional Dental Examiners (NERB) on April 1 and 15, 2009. Ms. Howell answered yes to question #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state?" In 2006, she was issued a ticket for a minor in possession of alcohol. Ms. Howell states she was at a concert with friends and family when she was approached by undercover officers while holding an alcoholic beverage for someone that had gone into the restroom. She was given a breathalyzer test which registered a BAC of .00 since she had not been drinking. But the officers gave her a ticket for holding the beverage. Ms. Howell completed court order probation, paid her fines and attended alcohol classes. The Board advised her to share her experience with her peers.

**Board Action:** A motion was made and seconded to grant Ms. Howell a dental hygiene license upon taking and passing the Indiana Jurisprudence examination.

NEWTON/BURNS  
Motion carried 10-0-0

**3. Joel Amous Lanie, D.D.S.**

Dr. Lanie appeared before the Board, as requested, regarding his application for licensure. Dr. Lanie is a 2009 graduate of Indiana University and has taken and passed the National Board's Part I in August of 2007 and Part II in March of 2009. The regional examination completed was the North East Regional Board of Regional Dental Examiners (NERB) on September 27, 2008 and February 28 and March 9, 2009. Dr. Lanie answered yes to question #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state?" Dr. Lanie stated that in October of 2002 while he was a student at Indiana University he was charged with a Class C misdemeanor (underage consumption of alcohol) and a Class B misdemeanor (visiting a common nuisance) in Monroe County, Indiana. Dr. Lanie was placed on a

pretrial diversion program that if he did not have another charge within one (1) year the charges would be dropped. No other charges were brought against him, so the charges were dropped after the one year period. A copy of the Order of Dismissal was presented to the Board.

**Board Action:** A motion was made and seconded to grant Dr. Lanie a dental license upon taking and passing the Indiana Jurisprudence examination.

BURNS/HOLLER  
Motion carried 10-0-0

**4. Brittni N. Maudlin, L.D.H.**

Ms. Maudlin appeared before the Board, as requested, regarding her application for licensure. Ms. Maudlin is a 2009 graduate from the University of Southern Indiana and has taken and passed National Boards in March 2009. The regional examination completed was the North East Regional Board of Regional Dental Examiners (NERB) on April 1 and May 1, 2009. Ms. Maudlin answered yes to question #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state?" She stated that in August 2005 she was issued a ticket by the Excise Police for illegal consumption of an alcoholic beverage by a minor. The officer asked her to submit to a breathalyzer test, in which she registered a .01%. Ms. Maudlin has completed the Drug and Alcohol Deferral Service (DADS) Program and was ordered to pay \$195.00 in court costs and fees. The DADS Program ordered her to attend four (4) classes through the Youth alcohol Program. After completing the classes she attended another scheduled court appearance on January 10, 2006. The charge was dismissed in January 2006 upon completion of all court ordered requirements.

**Board Action:** A motion was made and seconded to issue Ms. Maudlin a dental hygiene license upon taking and passing the Indiana Jurisprudence examination.

BURNS/HALLER  
Motion carried 10-0-0

**5. Sunshine Annette Mullins, D.D.S.**

Dr. Mullins appeared before the Board, as requested, regarding her application for licensure. Dr. Mullins is a 2009 graduate of Indiana University and has taken and passed National Boards Part I in August of 2007 and Part II in January of 2009. The regional examination completed was the North East Regional Board of Regional Dental Examiners (NERB) on September 7, 2008 and January 16 and March 1, 2009. Dr. Mullins answered yes to question #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state?" In July of 2006, Dr. Mullins was arrested for operating a vehicle while intoxicated endangering a person, a Class A Misdemeanor and Operating a vehicle with an ACE of .15 or more, a Class A misdemeanor in Hamilton County. In June of 2007 Dr. Mullins appeared in court and was issued her penalty and probation began. Her driver's license was suspended for 3 months plus 1 month by the BMV, twenty (20) hours of alcohol education classes, formal evaluation, probation for one (1) year in which no alcohol is to be consumed/possessed and random urine analysis. Since that time, Dr. Mullins has paid all fees, attended classes, evaluations and probation meetings. All random urine tests of alcohol and/or drug screens were negative. Probation was cleared on July 3, 2008.

**Board Action:** A motion was made and seconded to grant Dr. Mullins a dental license upon taking and passing the Indiana Jurisprudence examination.

HALLER/ROKITA

Motion carried 10-0-0

**6. Ashley J. Mundy, L.D.H.**

Ms. Mundy appeared before the Board, as requested, regarding her application for licensure. Ms. Mundy is a 2009 graduate of the University of Southern Indiana and has taken and passed the National Boards in March of 2008. The regional examination completed was the North East Regional Board of Regional Dental Examiners (NERB) on April 1 and May 8, 2009. Ms. Mundy answered yes to question #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state?" On November 12, 2006, Ms. Mundy plead guilty to a Class C misdemeanor of illegal consumption of an alcoholic beverage as a minor. The event took place in Evansville, Indiana. As required by the Vanderburgh County court system, she completed a level 1 Basic Alcohol and Drug Education Class. Ms. Mundy has completed all court orders and was the charges were deferred.

**Board Action:** A motion was made and seconded to grant Ms. Mundy a dental hygiene license upon taking and passing the Indiana Jurisprudence examination.

BURNS/NEWTON

Motion carried 10-0-0

**7. Lindsey J. Stiller, L.D.H.**

Ms. Stiller appeared before the Board, as requested, regarding her application for licensure. Ms. Stiller is a 2009 graduate of the University of Southern Indiana and has taken and passed the National Boards in March of 2008. The regional examination completed was the North East Regional Board of Regional Dental Examiners (NERB) on April 1 and May 8, 2009. Ms. Stiller answered yes to question #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state?" On October 26, 2006, Ms. Stiller plead guilty to a Class C Misdemeanor for illegal consumption of alcohol in Vanderburgh Court. She paid the fees involved and completed the DADS youth alcohol program assigned by the court. On May 5, 2007, the case was dismissed.

**Board Action:** A motion was made and seconded to grant Ms. Stiller a dental hygiene license upon taking and passing the Indiana Jurisprudence examination.

CATEY/BURNS

Motion carried 10-0-0

**8. Amanda Jo Thompson, L.D.H.**

Ms. Thompson appeared before the Board, as requested, regarding her application for licensure. Ms. Thompson is a 2007 graduate of the University of Southern Indiana and has taken and passed the National Boards in March of 2007. The regional examination completed was the North East Regional Board of Regional Dental Examiners (NERB) on April 1 and May 18, 2009. Ms. Thompson answered yes to question #4B that asks "Have you ever been convicted of, pled

guilty or nolo contendere to any offense, misdemeanor or felony in any state?" On October 1, 2004, Ms. Thompson was arrested and charged of operating a vehicle while intoxicated and plead guilty to the charge in Hancock County Superior Court. She had a BAC of between .08 and .14 when given two breathalyzer tests. Her driver's license was suspended for thirty (30) days followed by 180 days of a restricted license. Fines and costs were paid in the amount of \$736. She was placed on ADA probation for 365 days along with taking an eight hour class in basic substance abuse education. She was also was required to attend a MADD Victim Impact Panel.

**Board Action:** A motion was made and seconded to grant Ms. Thompson a dental hygiene license upon taking and passing the Indiana Jurisprudence examination.

HALLER/ROKITA  
Motion carried 10-0-0

**9. Thaddeus R. Tregeagle, D.D.S.**

Dr. Tregeagle appeared before the Board, as requested, regarding his application for license. Dr. Tregeagle is a 2009 graduate of Indiana University and has taken and passed the National Boards Part I in August of 2007 and Part II in March of 2009. The regional examination completed was the Western Regional Examining Board Examination (WREB) from April 23 – 26, 2009. Dr. Tregeagle answered yes to question #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state?" On April 12, 1995 in Orem, Utah Dr. Tregeagle was charged with criminal trespassing a Class C Misdemeanor. Dr. Tregeagle plead guilty to the charge on August 10, 1995. He was fined \$100; ordered to ten (10) days in jail which was suspended and two (2) years of unsupervised probation. He has since completed all court orders regarding this charge.

**Board Action:** A motion was made and seconded to grant Dr. Tregeagle a dental license upon taking and passing the Indiana Jurisprudence examination.

CATEY/LaTURNER  
Motion carried 10-0-0

**10. Nicole Wegman, L.D.H.**

Ms. Wegman appeared before the Board, as requested, regarding her application for license. Ms. Wegman is a 2009 graduate of Indiana University and has taken and passed National Boards in March of 2009. The regional examination completed was the North East Regional Board of Regional Dental Examiners (NERB) on April 1 and April 29, 2009. Ms. Wegman answered yes to question #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state?" She states that in March of 2008 Ms. Wegman was pulled over for speeding. The officer asked if she had been drinking in which she replied yes. She was required to take a breathalyzer test which indicated she had a BAC of .10. Ms. Wegman was charged with speeding and operating a vehicle while intoxicated. She was found guilty of a Class A misdemeanor. She was placed on six (6) months probation; 365 days in jail with 363 days suspended and fined \$150. She has since completed all requirements.

**Board Action:** A motion was made and seconded to grant Ms. Wegman a dental hygiene license upon taking and passing the Indiana Jurisprudence examination.

CATEY/BURNS  
Motion carried 10-0-0

### **C. RENEWAL**

#### **1. Robert Neil Modlin, D.D.S., License No. 12005660A**

Dr. Modlin appeared regarding his application for renewal of his dental license. His dental license expired on March 1, 2006. Dr. Modlin indicated he has not practiced since that time and that he sold his practice to retire. Dr. Modlin would like to renew his license and practice part time. He has not practiced dentistry for 4 years. Prior to that time he practiced general dentistry for 38 years. He has paid the renewal fee and completed forty-one (41) hours of continuing education. However he has not completed an Indiana Ethics, Professional Responsibility and Jurisprudence continuing education course.

**Board Action:** A motion was made and seconded to renew Dr. Modlin's dental license upon completion of a two (2) hour Indiana Ethics, Professional Responsibility and Jurisprudence continuing education course and taking and passing of the Indiana Jurisprudence examination.

CATEY/LaTURNER  
Motion carried 10-0-0

#### **2. Clarice M. Wilson, L.D.H., License No. 13004145A**

Ms. Wilson appeared regarding her application for renewal of her dental hygiene license. Her dental hygiene license expired on March 1, 2006. Ms. Wilson moved to Florida where she has been practicing and did not renew her license in Indiana. She has since had a child and is considering moving back to Indiana to be close to family. She has paid the renewal fee and submitted sixteen (16) hours of continuing education. She completed a continuing education course which was for three (3) hours in the area of the Florida dental practice act which would not count towards her Indiana renewal.

**Board Action:** A motion was made and seconded to renew Ms. Wilson's dental hygiene license upon completion of a three (3) hour of continuing education course in the area of clinical practice and taking and passing of the Indiana Jurisprudence examination.

WHITMORE/HOLLER  
Motion Carried 10-0-0

### **V. ADMINISTRATIVE HEARINGS**

#### **A. Chari Lajuan Fletcher-Crayton, D.D.S., License No. 10210002A**

Administrative Cause No. 2008 ISDB 0002  
Re: Request to Withdraw Order of Probation

**Parties and Counsel Present:**  
Respondent was present.



Mary M. Ruth Feldhake, Attorney for the Respondent  
Mark Mader, Deputy Attorney General for the State of Indiana  
Sherry Rutledge, Court Reporter

**Participating Board Members:**

Dr. Miller, D.D.S., President (Hearing Officer)  
Dr. Hollar, D.D.S., Secretary  
Dr. Burns, D.D.S.  
Dr. Newton, D.D.S.  
Dr. Haller, D.D.S.  
Dr. Catey, D.D.S.  
Ms. LaTurner, Consumer Member  
Ms. Whitmore, L.D.H., B.S.  
Dr. Rokita, D.D.S.  
Dr. Heape, D.D.S.

**Case Summary:** On the March 1, 2006 renewal, Dr. Fletcher-Crayton answered "yes" to the following questions on the renewal application: "Since you last renewed, have you had a malpractice judgment against you or settled any malpractice action?" Dr. Fletcher-Crayton informed the Board that she had a malpractice claim by a patient she treated in May 2004 alleging that she had performed unnecessary restorations. The practitioner stated she uses a Diagnodent in her practice and had used this tool in detection of caries in the patient who filed the malpractice claim against her. On December 19, 2006, Dr. Fletcher-Crayton's insurance company paid \$9,000.00 to the patient as full and final settlement of the claim in which liability was denied and damages were disputed. The Board expressed concern about the Practitioner's proper use of the Diagnodent as a diagnostic tool. A decision was made by the Board to renew Dr. Fletcher-Crayton's license and place it on indefinite suspension with the terms and conditions that she complete a Board-approved continuing education course in the area of diagnostics and early caries detection. The order also stated the practitioner may request a hearing to withdraw the probation after one (1) year from the date of said order and following successful completion of the continuing education course.

Dr. Fletcher-Crayton testified that she has completed all requirements of the probation. She has successfully completed a course from the University of Pittsburgh School of Dental Medicine, "Dental Caries: Advances in Detection and Disease Management", February 13, 2009, for three (3) hours. At this time, the State is comfortable with withdrawing the probation.

**Board Action:** A motion was made and seconded to grant Dr. Fletcher-Crayton's request to withdraw the order of probation.

HALLER/HEAPE  
Motion carried 10-0-0

- B. Daniel J. Fink, D.D.S., License No. 12007602A**  
Administrative Cause No. 2006 ISDB 0005  
Re: Order to Show Cause

**Parties and Counsel Present:**

Respondent was present  
Counsel for Respondent – Waived  
Mark Mader, Deputy Attorney General for the State of Indiana  
Sherry Rutledge, Court Reporter

**Participating Board Members:**

Dr. Miller, D.D.S., President (Hearing Officer)  
Dr. Hollar, D.D.S., Secretary  
Dr. Burns, D.D.S.  
Dr. Newton, D.D.S.  
Dr. Haller, D.D.S.  
Dr. Catey, D.D.S.  
Ms. LaTurner, Consumer Member  
Ms. Whitmore, L.D.H., B.S.  
Dr. Rokita, D.D.S.  
Dr. Heape, D.D.S.

**Case Summary:** Dr. Fink's dental license has been on probation since December 10, 2007. In his order it states he is to only practice dentistry with an onsite supervisory monitor. On March 16, 2007 Dr. Fink opened his practice for the day without Dr. Edwards, one of his Board approved monitors, being present. He began seeing patients at 9:00 a.m. without the monitor on site. At 9:15 a.m., Dr. Fink received a call from Dr. Edwards's wife telling him that Dr. Edwards had fallen and hit his head and was in the hospital. At that time, Dr. Fink had his staff begin cancelling the remaining appointments for the day. Dr. Fink admits to seeing seven (7) patients, unsupervised, before clearing his office. The State finds Dr. Fink in violation of his current order.

**Board Action:** A motion was made and seconded to suspend Dr. Fink's license for sixty (60) DAYS. Dr. Fink will be issued a letter of reprimand and fined in the amount of \$1,000.00 payable within two (2) months of the date of issuance of the final order to the Indiana Professional Licensing Agency.

Upon reinstatement, Dr. Fink shall resume his probation with the same requirements as provided for in the December 10, 2007, Uncontested Facts, Uncontested Conclusions of Law, Ultimate Conclusion of Law, and Order as modified by the July 31, 2008, Findings of Fact, Conclusions of Law and Order. However, Dr. Fink's on-site supervising dentist shall submit monthly reports for the first year after the Respondent's license is reinstated after which said reports will be due quarterly. Also, the three year period of successful supervision requirements of Paragraph 9 of the December 10, 2007, Uncontested Facts, Uncontested Conclusions of Law, Ultimate Conclusion of Law, and Order shall re-start upon licensure reinstatement.

CATEY/BURNS

Motion carried 10-0-0

- C. **Tammy M. Bacon, L.D.H., License No. 13005564A**  
Administrative Cause No. 2008 ISDB 0005  
Re: Request to Modify Order of Probation

Ms. Bacon has requested to reschedule for the August 7, 2009 meeting.

**VI. SETTLEMENT AGREEMENTS**

- A. **Michael E. Bajza, D.D.S., License No. 12009652A**  
Administrative Cause No. 2005 ISDB 0011

There was no settlement agreement presented.

**VII. NOTICE OF PROPOSED DEFAULT**

There were no Notices of Proposed Default before the Board.

**VII. OLD/NEW BUSINESS**

Dr. Miller has represented the Board on the Controlled Substance Advisory Committee for two (2) years and has requested to step down.

Dr. Rokita has volunteered to attend the Controlled Substance Advisory Committee to represent the Dental Board. A motion was made and seconded to elect Dr. Rokita as the representative.

MILLER/BURNS

Motion carried 10-0-0

**IX. DISCUSSION**

**A. Proposed Rules**

Additional Information

Ms. Whitmore opened for discussion the changes to the proposed rules which were made at the May 1, 2009 meeting. She has asked for clarification of the coronal polishing in 828 IAC 6-1-2 and is concerned with the competency affidavit and would like the wording to be changed.

The Board agreed to have open discussion at the next meeting. If the State Associations have comments regarding the proposed rule they need to be submitted to the Board in writing prior to the meeting date. The Associations will be allowed to have one representative speak at the August 7<sup>th</sup> meeting regarding the proposed rules.

**X. APPLICATION REVIEW**

**A. Examination**

**1. Laura Danielle Gremaux, L.D.H.**

Ms. Gremaux has applied for dental hygiene licensure. She is a 2009 graduate from Indiana University Purdue University Ft. Wayne and has taken and passed the National Boards in March of 2009. She has not successfully completed the North East Regional Board of Regional Dental Examiners (NERB). Ms. Gremaux has requested to work at the Matthew 25 Medical and Dental Clinic located in Ft. Wayne pending retaking the NERB examination in August of 2009. Dr. Burns stated that she should contact her dental hygiene school and to see if she could create a post-graduate class for her to enroll and work under the purview of the school at the clinic. The Board has no authority to grant her request.

**2. Janice Kaeley, D.D.S.**

Dr. Kaeley has applied for dental licensure by examination. She is a 2008 graduate of the University of Southern California (USC) and has taken and passed the National Boards in April of 2005 and August of 2005. The regional

examination completed was the Western Regional Examination Board Examination (WREB) on May 9-12, 2009. Dr. Kaeley completed a dental program at USC in two years. Prior to that time she had attended dental school at the University of Melbourne School of Dental Science from May of 2000 to December 2004 and graduated. This is not an ~~approved~~ dental school program. A notarized copy of her transcript from Melbourne was submitted and reviewed. Ms. Kaeley explained in a letter that she took the National Boards prior to entering USC because it was a requirement in order to be admitted into an approved program.

**Board Action:** A motion was made and seconded to grant Dr. Kaeley a dental license upon successfully taking and passing the Indiana Jurisprudence exam.

BURNS/NEWTON  
Motion carried 10-0-0

**B. Endorsement**

**1. Sharyn Gallaway, L.D.H.**

Ms. Gallaway is applying licensure as a dental hygienist by endorsement. Ms. Gallaway had applied on October 7, 2008 and the Board denied her application by endorsement because she had not practiced for 2 out of the last 5 years for at least 20 hours per week. She appealed their decision and her appeal was denied. Ms. Gallaway is reapplying by endorsement based upon a letter from her former employer Robert Meckstroth, DDS. He states that she worked full time in 2003 and j2004 in his office located in Santa Ana, California. She has met all other requirements of the statutes and administrative rules except for the practice requirement.

**Board Action:** A motion was made and seconded to grant Ms. Gallaway a dental hygiene license based upon the new information regarding her practice with Dr. Meckstroth and successfully taking and passing the Indiana Jurisprudence exam.

NEWTON/CATEY  
Motion carried 9-1-0

**C. Anesthesia and Sedation Permits**

There were no anesthesia permits to review.

**D. Dental Intern Permit**

There were no dental intern permits to review.

**E. Mobile Dental Facility**

There were no mobile dental facility applications to review.

**F. Instructors License**

There were no instructors' license applications to review.

**G. Professional Corporations**

There were no professional corporation applications to review.

**XI. RENEWALS**

There were no renewals applications to review.

**XII. PROBATIONARY/CONDITIONAL LICENSE REPORT**

**A. James W. Cahillane, D.D.S.**

Dr. Haller reviewed Dr. Cahillane's probationary file. His reports from the Indiana Dental Well Being Program for April, May and June 2009 were reviewed and accepted.

**B. Penelope Dunlap, D.D.S.**

Dr. Haller reviewed Dr. Dunlap's probationary file. Her reports from Joseph W. Hake, D.D.S., Monitor, for April 2009 was reviewed and accepted.

**C. Bland Pope Walker**

Dr. Haller reviewed Dr. Walker's probationary file. His reports from the Indiana Dental Well-Being Program for April, May and June 2009 were reviewed and accepted.

**XIII. CONTINUING EDUCATION**

There were no continuing education applications to review.

**XIV. REPORTS**

**A.** Dr. Burns discussed the American College of Dentists Winter '08 Pipeline Program. It selects students of all diversities to have those students go into the dental profession.

**B.** Ms. Vaught discussed with the Board an application for light parenteral sedation. Applicant completed a pediatric residency program. Questioned whether that is all she needs to submit to obtain the permit or if transcripts are needed as well. The Board said transcripts are needed as well as documented proof of at least sixty (60) hours of instruction and management of at least ten (10) patients.

**XV. ASSOCIATION REPORTS**

**A. Indiana Dental Association**

Jay Dziwlik reported on the Indiana Ethics, Professional Responsibility and Jurisprudence continuing education.

**B. Indiana Dental Hygiene Association**


There was no report before the board.


**C. Indiana Dental Assistants Association**

There was no report before the board.

**XVI. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Indiana State Board of Dentistry adjourned at 2:00 p.m.

  
Matthew Miller, D.D.S., President

  
Date

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Steve Hollar, D.D.S, Secretary

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Date